5792942/2022/VIG-I-PRR01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Suits - PR&RD Dept. – Non implementation of the orders of Hon'ble High Court in WP No. 30401 of 2021 – Legal complications - Hon'ble High issued notice in Form-I in CC No. 1201 of 2022 to the Respondents - Initiation of disciplinary proceedings under Rule 20 of A.P.Civil Services (CC&A) Rules, 1991 against Sri T. Bapi Reddy, Executive Engineer, PR Division, Nuzvid, under Rule 20 of A.P.Civil Services (CC&A) Rules, 1991 – Article of Charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG-I) DEPARTMENT

G.O.Rt.No.400 **Dated:23-04-2022**
Read

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ORDER:

It is proposed to hold an inquiry against Sri T. Bapi Reddy, Executive Engineer, PR Division, Nuzvid in accordance with the procedure laid down in Rule-20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I and II). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri T. Bapi Reddy, Executive Engineer, PR Division, Nuzvid is directed to submit his written statement of defence within (10) days of the receipt of this order.

4. Sri T. Bapi Reddy, Executive Engineer, PR Division, Nuzvid is informed that an enquiry will be held only in respect those article of charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri T. Bapi Reddy, Executive Engineer, PR Division, Nuzvid is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services(Classification, Control & Appeal) Rules, 1991 or the orders directions issued in pursuance of the said rules, the InquiringAuthority may hold the inquiry against him ex-parte, based on the material available on record.

PTO

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6. Sri T. Bapi Reddy, Executive Engineer, PR Division, Nuzvid is invited to Rule-24 of the APCS(Conduct)Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of APCS(Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri T. Bapi Reddy, Executive Engineer, PR Division, Nuzvid
through the Engineer-in-Chief, Panchayat Raj,A.P.,Vijayawada.
The Engineer-in-Chief, Panchayat Raj, A.P., Vijayawada
(in duplicate with a request to serve and return the dated acknowledgement copy)
Copy to:
The PR & RD (Estt-I) Department.
SF/SC

// Forwarded :: By Order //

V. Surya Kumari
SECTION OFFICER

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ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI T. BAPI REDDY, EXECUTIVE ENGINEER, PR DIVISION, NUZVID

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CHARGE:

That Sri T. Bapi Reddy, Executive Engineer, PR Division, Nuzvid has not taken any action on the orders of Hon'ble High Court of AP dated dt:27.01.2022 in WP No.30401 of 2021 filed by Sri Singamsetty Venkateswara Rao, R/o.Krishna District and shown deliberate negligence for uploading bills, failed to pursue the matter with the concerned to resolve the problem arising therein, resulting in severe legal complications arising in issuing notices in Form-I in CC No. 1201 of 2022 to the Respondents by the Hon'ble High Court of AP.

Thus, Sri T. Bapi Reddy, Executive Engineer, PR Division, Nuzvid showed disobedience of the orders issued by the higher authorities and gross negligence in attending his legitimate duties and acted in contravention of Rule 3 of APCS (Conduct) Rules, 1964.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

V. Surya Kumar
SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT AND MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI T. BAPI REDDY, EXECUTIVE ENGINEER, PR DIVISION, NUZVID

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Basis:

Sri Singamsetty Venkateswara Rao, has filed WP No. 30401 of 2021 praying the Hon'ble High Court to issue a writ order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of respondents in non compliance of funds in different Work ID Numbers 067051204004080076 067051204004080077 067051204004080078 067051204004080079 067051204004080080 067051204004080081 067051204004080082 067051204004080083 067051204004080084 067051204004080085 067051204004080086 067051204004080087 and 067051204004080088 pursuant to MGNREGS works/Gram Panchayat Grants towards cost for the material supplied by the petitioner for providing Pucca Internal Roads/Streets including Drainage system and Culverts within a Village Under Convergence Funds in Vutukuru Village Gampalagudem Mandal Krishna District as illegal irregular arbitrary violative of contrary to the Rules and Regulations of the National Rural Employment Guarantee Act and offends under Articles 14 21 and 300A of Constitution of India and consequently direct the respondents to comply with the said work ID numbers by paying amounts covered thereby to the petitioner.

The Hon'ble High Court vide their orders dt:23.12.2021, while disposing the WP, have directed the respondents to pay the principal amount of the bill raised by the writ petitioner within a period of four (4) weeks etc.,

For not complying the above orders, the petitioner has filed CC No. 1201 of 2022 before the Hon'ble High Court. The Hon'ble High Court issued notice in Form 1 to the respondents.

The inaction of Sri T. Bapi Reddy, Executive Engineer, PR Division, Nuzvid leading several legal complications, which shows his disobedience of the orders issued by the Hon'ble Court and higher authorities.

PTO

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Thus the Government Servant Sri T. Bapi Reddy, Executive Engineer, PR Division, Nuzvid failed to obey the orders of the Hon'ble Court and higher authorities and gross negligence on his legitimate duties and delayed in implementation of the Hon'ble High Court orders due to which Form-I notices in above C.C has been issued by the Hon'ble High Court, leading several legal complications. Thus by the above mentioned acts, he failed to maintain absolute integrity, devotion to the duty and conduct unbecoming of a Government Servant and there by contravened the Rule 3(1) & 3(2) of APCS (Conduct) Rules, 1964.

Hence, the charge.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

V. Surya Kumar
SECTION OFFICER

5792942/2022/VIG-I-PRR01

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE FRAMED AGAINST SRI T. BAPI REDDY, EXECUTIVE ENGINEER, PR DIVISION, NUZVID ARE PROPOSED TO BE SUSTAINED:

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1. Orders of Hon'ble High Court dt:23.12.2021 in WP No. 30401 of 2021 filed by Sri Singamsetty Venkateswara Rao, R/o. Krishna Dist.

2. Notice in Form I issued by the Hon'ble High Court to the Respondents in CC No. 1201 of 2022 in WP No.30401 of 2021.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

V. Surya Kumar
SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGE AGAINST SRI T. BAPI REDDY, EXECUTIVE ENGINEER, PR DIVISION, NUZVID IS PROPOSED TO BE SUSTAINED :

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- NIL -

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

V. Surya Kumar
SECTION OFFICER